

SERIOUSNESS LEVEL 5
Effective January 1, 1994

Criminal History Score	0	1	2	3	4	5+
Presumptive Sentence	RCF* AS	PEN 36 RCF* AS	PEN 54 RCF* AS	PEN 72 RCF* AS	PEN 120 RCF* AS	PEN 180
Minimum Time Served Prior to Transfer Eligibility		PEN 6	PEN 9	PEN 12	PEN 20	PEN 30
Presumptive Range		PEN 34.20- 37.80	PEN 51.30- 56.70	PEN 68.40- 75.60	PEN 114-126	PEN 171-189

AS = Alternative Sanctions, RCF = Regional Correctional Facilities

PEN = Penitentiary Only

ALL SENTENCE DURATIONS ARE SHOWN IN MONTHS COMMITTED

Level 5 offenses (list not complete, see table for additional offenses)

Target Offenses underlined - see grid policy on use of Regional Correctional Facilities

5 26 202	C	Incest
5 27 605	C	Computer Exploitation of a Child - First Degree
5 36 103	B	<u>Theft of Property</u>
5 36 104	B	<u>Theft of Services</u>
5 36 106	B	<u>Theft by Receiving</u>
5 37 201	B	<u>Forgery I</u>
5 37 302	B	<u>Hot Check/Personal Services (Over \$2500)</u>
5 38 301	B	Arson (Less Than \$20,000 Damage)
5 39 201	C	<u>Burglary - Commercial</u>
5 54 105	B	Hindering Apprehension or Prosecution
5 54 120	C	<u>Failure to Appear</u>

Transfer Eligibility - one third of time imposed minus good time of up to one half, i.e. one sixth of time imposed if offender earns maximum good time

Classification of crimes at this level and statutory range:

Class	Normal range	Habitual	Habitual	Habitual	Habitual
		§(a)	§(b)	§(c)	§(d)
B	5-20	5-30	5-40	40-80 or life	30-60
C	3-10	3-20	3-30	n/a	25-40